

Of Counsel:

GALIER DeROBERTIS WAXMAN

GARY O. GALIER 2008

(gary.galier@galierlaw.com)

ILANA K. WAXMAN 8733

CLARISSE M. KOBASHIGAWA 9314

(clarisse.kobashigawa@galierlaw.com)

ALLISON M. AOKI 6912

ALYSSA R. SEGAWA 9798

ANTHONY M. CARR 9956

610 Ward Avenue

Honolulu, Hawaii 96814-3308

Telephone: (808) 597-1400

Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN LEONARD WILBUR,

Plaintiff,

vs.

THE NATIONAL FOOTBALL
LEAGUE, et al.

Defendants.

NO. 2:13-cv-04457-AB

MDL-2323

PLAINTIFFS' MOTION TO
SUBSTITUTE AND FOR LEAVE TO
FILE FIRST AMENDED
COMPLAINT; MEMORANDUM IN
SUPPORT OF MOTION;
DECLARATION OF COUNSEL;
EXHIBIT 1; CERTIFICATE OF
SERVICE

**PLAINTIFFS' MOTION TO SUBSTITUTE AND FOR LEAVE TO FILE
FIRST AMENDED COMPLAINT**

Plaintiffs named above hereby move this Honorable Court to file a First Amended Complaint in the action herein. This Motion is made pursuant to Rules 15 and 25 of the Federal Rules of Civil Procedure and is based on the Declaration and Memorandum attached hereto.

Specifically, Plaintiffs seek to amend the Complaint to reflect the death of Plaintiff JOHN LEONARD WILBUR, on December 9, 2013, and substitute in DIONE ELIZABETH SMITH, decedent's daughter, Individually and as Personal Representative of the Estate of JOHN LEONARD WILBUR; decedent's daughter, LINDSEY K. WILBUR, and decedent's son, NATHAN HALSEY WILBUR.

All changes in the proposed First Amended Complaint are reflected by crossing out words being deleted and words being added are shown in brackets.

DATED: Honolulu, Hawai'i, December 4, 2015.

/s/ Clarisse M. Kobashigawa
GARY O. GALIHER
ILANA K. WAXMAN
CLARISSE M. KOBASHIGAWA
ALLISON M. AOKI
ALYSSA R. SEGAWA
ANTHONY M. CARR
Attorneys for Plaintiffs